

REMARKS

The foregoing amendments to the specification are made to delete the identification of the inventors on page 1, add a Cross-Reference to Related Application section, and to provide an Abstract of the Disclosure on a separate sheet. Claims 1-12 and 16-23, which are the subject of applicants' allowed U.S. Application No. 09/326,500, filed June 4, 1999, have been canceled from the present application. Claims 13-15 have been amended to more particularly point out and distinctly claim applicants' invention.

Entry of this Preliminary Amendment and favorable action is requested.

Respectfully submitted,

CHRISTENSEN O'CONNOR  
JOHNSON KINDNESS<sup>PLLC</sup>

  
Dennis K. Shelton  
Registration No. 26,997  
Direct Dial No. 206.695.1718

**EXPRESS MAIL CERTIFICATE**

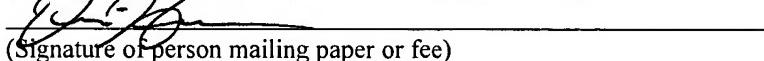
"Express Mail" mailing label number EL 919773939 US

Date of Deposit February 14, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to Box Patent Application, Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202.

Dennis Hanson

(Typed or printed name of person mailing paper or fee)

  
(Signature of person mailing paper or fee)

DKS:cj

LAW OFFICES OF  
CHRISTENSEN O'CONNOR JOHNSON KINDNESS<sup>PLLC</sup>  
1420 Fifth Avenue  
Suite 2800  
Seattle, Washington 98101  
206.682.8100

VERSION WITH MARKINGS TO SHOW CHANGES MADE FEBRUARY 14, 2002

In the Specification

The identification of the inventors has been deleted.

A Cross-Reference to Related Application section has been added.

An Abstract of the Disclosure has been submitted as new separate page 13.

In the Claims

13. (Amended) Sunflower seeds comprising a sunflower oil having:

an oleic acid content of more than 5% and less than 65% by weight based upon the total fatty acid content,

a linoleic acid content of more than 1% and less than 65% by weight based upon the total fatty acid content,

a palmitic acid content of more than 20% and less than 40% by weight based upon the total fatty acid content,

a stearic acid content of more than 3% and less than 15% based upon the total fatty acid content,

[characterized in that] wherein the palmitoleic acid content is less than 4% based upon the total fatty acid content, and[;]

the asclepic acid content is less than 4% based upon the total fatty acid content.

14. (Amended) Sunflower seeds [comprising a sunflower oil according to claim 2] of claim 13 wherein the palmitoleic acid content is less than 3% based upon the total fatty acid content.

15. (Amended) Method for preparing sunflower seeds as claimed in claim 13, comprising the steps of:

LAW OFFICES OF  
CHRISTENSEN O'CONNOR JOHNSON KINDNESS<sup>PLLC</sup>  
1420 Fifth Avenue  
Suite 2800  
Seattle, Washington 98101  
206.682.8100

- a) crossing sunflower seeds of the mutant sunflower line IG-1297M deposited on 20 January 1998 with ATCC under deposit accession number ATCC-209591 with the mutant sunflower line CAS-3, deposited on 14 December 1994 with the ATCC under deposit accession number ATCC-75968[.]<sub>2</sub>
- b) self-pollinating F1 progeny plants of step a) for at least two generations to produce inbred plants[.]<sub>2</sub>
- c) selecting from the progeny of step b) plants with seeds containing an oil having a palmitic acid content of more than 20%, a palmitoleic acid content of less than 4% and an asclepic acid content of less than 3%[.]<sub>2</sub>
- d) collecting progeny seeds from step c), and optionally
- e) repeating the cycle of culturing, selection and collection of seeds.

Claims 1-12 and 16-23 have been canceled.

2007-02-05 09:29:57

LAW OFFICES OF  
CHRISTENSEN O'CONNOR JOHNSON KINDNESS<sup>PLLC</sup>  
1420 Fifth Avenue  
Suite 2800  
Seattle, Washington 98101  
206.682.8100